

Mr. Turner moved that when this Convention adjourn, it adjourn to Monday at 1 p.m. Carried. On motion of Mr. Henry the Convention adjourned at 10:55 a.m. to July 15th at 1 p.m.

July 15th, 1889

The Convention was called to order by the President at 1 p.m. Prayer by the Rev. J. R. Chaplain [sic]. On roll call all the members of the Convention were present except Mr. McReavey, Mr. Jamieson, Mr. Dyer, Mr. Willison and Messrs. Fay and Stevenson on leave.

Mr. E. H. Sullivan asked indefinite leave for Mr. Jamieson. Granted. Mr. Jones asked that Mr. Willison be excused indefinitely. Granted. The President read a telegram from Mr. Dyer asking to be excused for the day. Granted.

The minutes were then read and approved.

A letter was then read from Francis Miner, of St. Louis, Mo., stating that he had mailed a pamphlet relating to the question of women's suffrage. The letter (and the pamphlet, when received) referred to the Committee on Elections and Elective Rights.

Mr. Turner, from the Committee on Judicial Department presented the following report: To the Honorable President and members of the Constitutional Convention. Your Committee on Judicial Department, to whom were referred the reports of the majority and minority of the Committee on Printing, etc., relative to the proposition of Mr. W. D. Knight to do the printing of the Convention, respectfully report that, in the opinion of the members of the committee, this Convention is without power to accept the proposition of Mr. Knight. It is provided by Section 20 of the Enabling Act, that the money appropriated by Congress for defraying the expenses of the Convention, which includes the expense of printing, shall be expended under the same rules and regulations as are now provided by law for the payment of the territorial Legislature. It is provided by Section 1940 of the Revised Statutes of the United States that the Governors and Secretaries of the several territories shall, in the disbursement of all moneys entrusted to them for defraying the expenses of the legislative assemblies, be governed solely by the instructions of the Secretary of the Treasury.

Acting under these laws and the directions laid down for his government by the Treasury Department, the Territorial Secre-

tary has already made provision to have the printing done. We need not speculate concerning the power of the Convention to have done printing in excess of that provided for it in the Enabling Act and the laws of Congress concerning the territories to which that act refers. There is no probability that the cost of the printing which the Convention will require will exceed the amount appropriated by Congress, and which as we have seen is to be expected by the Secretary of the Treasury. We respectfully recommend the adoption of the following resolution. Resolved, That this Convention has no power to contract for printing, the payment of which is provided for in the Act of Congress under which this Convention was organized.

All of which is respectfully submitted.

Olympia, W. T., July 15, 1889.

GEORGE TURNER, *Chairman*

J. R. KINNEAR

D. J. CROWLEY

R. F. STURDEVANT

A. MIRES

JOHN F. GOWEY

T. L. STILES

J. J. WEISENBURGER

GEORGE H. JONES

B. L. SHARPSTEIN

Mr. Bowen moved that it be received. Adopted.

Mr. T. M. Reed moved that it be adopted. It was so adopted.

Mr. Power from the Committee on Printing, Mileage and Contingent Expenses presented the following report (unanimous consent having been given) to the Constitutional Convention. Your Committee on Printing, Mileage and Contingent Expenses, to whom was re-committed the report of mileage, has had the same under consideration and herewith resubmits the mileage statement as agreed to.

Signed by J. Power, Chairman, Suksdorf, Secretary, Clothier, Dallam, Van Name, Lillis. Following is their statement of mileage.

MILEAGE — CONSTITUTIONAL CONVENTION

“According to the nearest usually-travelled route.”

16	Allen	1. Spokane Falls. NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 441	132.30	882
	Browne	2. Do. Do. Do.	132.30	882
	Buchanan	3. 5 ms from Ritzville. NPRR to Tacoma ³⁴⁰ Stmr to Olympia ³⁶ = 381	114.30	762
	Blalock	4. Walla Walla. OR&N Co. to Wallula ³¹ NPRR to Tacoma ²⁷⁰ Stmr to Olympia ³⁶ = 337	101.10	674
	Burk	5. Kalama. NPRR to Tenino ⁶⁶ O&CVRR to Olympia ¹⁶ = 83	24.60	164
	Bowen	6. Skamokawa. Stmr to Kalama ³⁹ NPRR to Tenino ⁶⁶ O&CVRR to Olympia ¹⁶ = 121	36.30	242
	Berry	7. Chehalis. NPRR to Tenino ¹⁵ O&CVRR to Olympia ¹⁶ = 31	9.30	62
	Coey	8. Rockford Stage to Spokane Falls ²⁵ NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 466	139.80	932
	Comegys	9. Oakesdale. S&PRR to Spokane Falls ⁴⁷ Spokane Falls to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 488	146.40	976
	Cosgrove	10. 4 miles from Pomeroy. OR&N Co. to Wallula ¹⁰⁸ NPRR Co. to Tacoma ²⁷⁰ Stmr to Olympia ³⁶ = 418	125.40	836
	Crowley	11. Walla Walla. OR&N to Wallula ³¹ NPRR to Tacoma ²⁷⁰ Stmr to Olympia ³⁶ = 337	101.10	674
	Clothier	12. Mt. Vernon. Stmr to Seattle and Olympia = 135	40.50	270
	Dallam	13. Davenport Cntl Wash. RR to Cheney ⁴¹ NPRR to Tacoma ³⁸⁹ Stmr to Olympia ³⁶ = 466	139.80	932
	Dunbar	14. Goldendale. Stage to Dalles ²⁵ OR&N Co. to Portland ⁸⁸ NPRR to Tenino ¹⁰⁶ O&CVRR to Olympia ¹⁶ = 235	70.50	470
	Dickey	15. Sackman. Stmr to Seattle ³⁰ Stmr to Olympia ⁶⁰ = 90	27.00	180

Dyer	16. Seattle. Stmr to Olympia = 60	18.00	120
Durie	17. Seattle. Stmr to Olympia = 60	18.00	120
Eshelman	18. North Yakima. NPRR to Tacoma ¹⁶³ Stmr to Olympia ³⁶ = 199	59.70	398
Eldridge	19. Whatcom. Stmr to Seattle and Olympia = 205	61.50	410
Fairweather	20. Sprague. NPRR to Tacoma ³⁶⁴ Stmr to Olympia ³⁶ = 400	120.00	800
Fay	21. Steilacoom. Stmr to Olympia = 21	6.30	42
Griffitts	22. Spokane Falls. NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 441	132.30	882
Glascoek	23. Sprague. NPRR to Tacoma ³⁶⁴ Stmr to Olympia ³⁶ = 400	120.00	800
Gray	24. 10 ms from Pasco. NPRR to Tacoma ²⁷³ Stmr to Olympia ³⁶ = 299	89.70	598
Godman	25. Dayton. OR&N Co. to Wallula ⁶⁹ NPRR Co. to Tacoma ²⁷⁰ Stmr to Olympia ³⁶ = 375	112.50	750
Gowey	26. Olympia30	2
Hungate	27. Pullman. OR&N Co. to Connell ¹⁰⁹ NPRR to Tacoma ²⁹⁵ Stmr to Olympia ³⁶ = 440	132.00	880
Hayton	28. Fir. Stmr to Seattle and Olympia = 130	39.00	260
Hoyt	29. Seattle. Stmr to Olympia = 60	18.00	120
Hicks	30. Tacoma. Stmr to Olympia = 36	10.80	72
Henry	31. Olympia30	2
Jones	32. Port Townsend. Stmr to Olympia = 118	35.40	236
Joy	33. Boifort. Stage to Chehalis ¹⁵ NPRR to Tenino ¹⁵ O&CVRR to Olympia ¹⁶ = 46	13.80	92
Jamieson	34. Wilkeson. NPRR to Tacoma ³² Stmr to Olympia ³⁶ = 68	20.40	136
Jeffs	35. Pialschie. NPRR to Tacoma ²³ Stmr to Olympia ³⁶ = 59	17.70	118
Kellogg	36. Coupeville. Stmr to Seattle and Olympia = 116	34.80	232
Kinnear	37. Seattle. Stmr to Olympia = 60	18.00	120

Lindsley	38. 4 ms from Union Ridge. Stmr to Portland ³⁰ NPRR to Tenino ¹⁰⁶ O&CVRR to Olympia ¹⁶ = 156	46.80	312
Lillis	39. Tacoma. Stmr to Olympia = 36	10.80	72
Manly	40. Colville. Stage to Spokane Falls ⁹⁰ NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 536	159.30	1,062
Moore, J. Z.	41. Spokane Falls. NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 441	132.30	882
Mires	42. Ellensburg. NPRR to Tacoma ¹²⁶ Stmr to Olympia ³⁶ = 162	48.60	324
McDonald	43. Ellensburg. NPRR to Tacoma ¹²⁶ Stmr to Olympia ³⁶ = 162	48.60	324
McCroskey	44. Colfax. OR&N Co. to Connell ⁹⁰ NPRR to Tacoma ²⁹⁵ Stmr to Olympia ³⁶ = 421	126.30	842
McReavey	45. Skokomish. Stage and Stmr to Olympia = 36	10.80	72
Minor	46. Seattle. Stmr to Olympia = 60	18.00	120
McElroy	47. Seattle. Stmr to Olympia = 60	18.00	120
Morgans	48. Black Diamond. NPRR to Tacoma ⁶² Stmr to Olympia ³⁶ = 98	29.40	196
More, R. S.	49. Puyallup. NPRR to Tacoma ⁹ Stmr to Olympia ³⁶ = 45	13.50	90
Neace	50. Waitsburg. OR&N Co. to Wallula ⁵⁹ NPRR to Tacoma ²⁷⁰ Stmr to Olympia ³⁶ = 365	109.50	730
Newton	51. Olney. SL&ERR to Seattle ⁴³ Stmr to Olympia ³⁶ = 103	30.90	206
Prosser	52. North Yakima. NPRR to Tacoma ¹⁶³ Stmr to Olympia ³⁶ = 199	59.70	398
Power	53. La Conner. Stmr to Seattle and Olympia = 160	48.00	320
Reed, J. M.	54. Oakesdale. S&PRR to Spokane Falls ⁴⁷ NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 488	146.40	976
Reed, T. M.	55. Olympia30	2
Suksdorf	56. 4 ms from Spangle. S&PRR to Spokane Falls ²⁰ NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 465	139.50	930

Shoudy	57. Ellensburg. NPRR to Tacoma ¹²⁶ Stmr to Olympia ³⁶ = 162	48.60	324
Sullivan, P. C.	58. Tacoma. Stmr to Olympia = 36	10.80	72
Sturdevant	59. Dayton. OR&N to Wallula ⁶⁵ NPRR to Tacoma ²⁷⁰ Stmr to Olympia ³⁶ = 375	112.50	750
Sharpstein	60. Walla Walla. OR&N to Wallula ³¹ NPRR to Tacoma ²⁷⁰ Stmr to Olympia ³⁶ = 337	101.10	674
Sohns	61. Vancouver. P&VRR to Portland ¹² NPRR to Tenino ¹⁰⁶ O&CVRR to Olympia ¹⁶ = 134	40.20	268
Stevenson	62. Cascades. Stmr to Portland ⁶³ NPRR to Tenino ¹⁰⁶ O&CVRR to Olympia ¹⁶ = 185	55.50	370
Schooley	63. Florence. Stmr to Seattle ⁵⁰ Stmr to Olympia ⁶⁰ = 110	33.00	220
Sullivan, E. H.	64. Colfax. OR&N to Connell ⁹⁰ NPRR to Tacoma ²⁹⁵ Stmr to Olympia ³⁶ = 421	126.30	842
Stiles	65. Tacoma. Stmr to Olympia = 36	10.80	72
Travis	66. Chewelah. Stage to Spokane Falls ⁶⁵ NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 506	151.80	1,012
Turner	67. Spokane Falls. NPRR to Tacoma ⁴⁰⁵ Stmr to Olympia ³⁶ = 441	132.30	882
Tibbetts	68. Olney. S&LSRR to Seattle ⁴³ Stmr to Olympia ⁶⁰ = 103	30.90	206
Van Name	69. Kelso. NPRR to Tenino ⁵⁵ O&CVRR to Olympia ¹⁶ = 71	21.30	142
Warner	70. Colfax. OR&N Co. to Connell ⁹⁰ NPRR to Tacoma ²⁹⁵ Stmr to Olympia ³⁶ = 421	126.30	842
West	71. Aberdeen. Stage to Olympia = 73	21.90	146
Winsor	72. Shelton. Stmr to Olympia = 22	6.60	44
Weir	73. Port Townsend. Stmr to Olympia = 118	35.40	236
Willison	74. Port Townsend. Stmr to Olympia = 118	35.40	236
Weisenburger	75. Whatcom. Stmr to Olympia = 205	61.50	410
TOTALS =		\$4,778.10	31,854

Mr. Minor moved that it be received and adopted. Carried.

The following propositions were then received in the order following.

Proposition on School Lands
By Albert Schooley, Snohomish

Section. The school lands of the state shall be divided into two classes. The first class shall consist of lands chiefly valuable for the timber thereon or the merchantable stone therein or because of their nearness to some city or town that is principally valuable for residences, for manufacturing or commerce or for city or town uses and purposes. The second class shall consist of all the school lands fit for agricultural purposes.

Section. The Legislature shall make such rules and regulations and pass such laws for the disposition of the lands belonging to the first class as it may deem expedient, either at public sale after valuation by a Board of Appraisers, or on time, or the Legislature may provide for leasing the same for a term of years, not to exceed five, for such rental, stumpage or royalty as may be deemed most expedient. The lands of the second class shall be sold at a value to be fixed by appraisers, which value in no case shall be less than ten dollars per acre, and in such quantity to any one person as may be fixed by law. The sale shall be on credit with such part payment of the purchase price with such rate of interest for the remainder and such mortgage security and such restrictions in the deeds of conveyance as the Legislature may prescribe.

Section. The Legislature shall at its first session provide by law for the appointment in each county of a Board of Appraisers, to consist of not less than three suitable persons, to appraise the value of the school lands in such county and to return the same to the Superintendent of Common Schools. Said appraisers shall, in ascertaining the value of any tract or parcel of land, disregard any permanent improvement thereon. Said improvements shall be appraised separately. Said appraisers shall report to the Legislature a list of the lands which would sell for ten dollars or more per acre, and what lands it would be advisable to sell immediately. Until a sale is ordered the lease now subsisting shall continue.

Read a second time and referred to the Committee on State, School and Granted Lands.

Proposition Relating to Submitting Special and Local
Laws to Voters for Approval or Rejection

By Mr. Joy, Lewis County

Article

Section. The Legislature shall provide by law for the submission of any special or local law to the qualified electors of any city or county affected thereby for their ratification or rejection.

Read a second time and referred to the Committee on Legislative Department.

Proposition

By Mr. Kinnear, King County

Section. The office of Public Printer shall be an elective office.

Read a second time and referred to the Committee on Printing, Mileage and Contingent Expenses.

Proposition Relating to Armed Detectives

By Mr. Kinnear, King County

Section. It shall be unlawful for any person or persons or incorporated company to import armed bodies of detectives into this state to be used therein for any purpose.

Read a second time and referred to the Committee on Legislative Department.

Mr. Prosser moved that the report of the Committee on Rules and Order of Business, which was laid over from Saturday, be now taken up. Mr. Buchanan moved to postpone the matter until tomorrow. It was so ordered.

Mr. Comegys offered the following resolution and moved its adoption. "Resolved, that the Committee on Federal Relations, Boundaries and Immigration be, and is hereby authorized to telegraph the Secretary of the Interior for information as to the definite boundaries of the territory of Washington," and on a division of the house it was carried.

Mr. Griffiths asked information as to the resolution introduced by Mr. J. Z. Moore on yesterday. The President stated that it having been laid on the table by vote it would require a motion to take it from the table. Mr. Griffiths then moved that the reso-

lution be taken from the table. A division of the house was called for and it was carried.

At the request of Mr. T. M. Reed, the President stated that the pending question was "upon the motion of Mr. Reed to refer to a special committee of five members to be appointed by the chair." Mr. J. Z. Moore demanded the ayes and noes. They were so ordered. Pending debate Mr. Griffiths stated that Mr. Reed had withdrawn the motion. The President stated that the motion could not be withdrawn except by consent of the Convention. Objection being called for and none appearing, the President stated that the motion was withdrawn and that the question before the house was on the amendment to strike out the words, "State, School and Granted Lands" and insert "Judicial Department." Mr. Mires moved the previous question. It was carried and on a vote as to "shall the main question be now put," it was adopted. Mr. J. Z. Moore demanded the ayes and noes. They were so ordered and the following thirty-seven members voted aye: Browne, Buchanan, Clothier, Coey, Comegys, Cosgrove, Dallam, Dunbar, Eshelman, Eldridge, Fairweather, Glascock, Godman, Gray, Griffiths, Hayton, Hicks, Hungate, Jeffs, Joy, Kellogg, Lindsley, Manly, McCroskey, McDonald, Mires, R. S. More, J. Z. Moore, Morgans, Neace, J. M. Reed, T. M. Reed, Schooley, Sturdévant, Tibbetts, Travis, and Warner.

And the following thirty-two members voted no: Allen, Berry, Blalock, Bowen, Burk, Crowley, Dickey, Durie, Gowey, Henry, Jones, Kinnear, Lillis, McElroy, Minor, Newton, Power, Prosser, Sharpstein, Shoudy, Sohns, Stiles, Suksdorf, E. H. Sullivan, P. C. Sullivan, Turner, Van Name, Weir, Weisenburger, West, Winsor, Mr. President and the motion was carried.

A vote then being ordered on the adoption of the resolution as amended, the ayes and noes were demanded and ordered and the following thirty-one members voted aye: Browne, Buchanan, Clothier, Coey, Comegys, Dallam, Eldridge, Fairweather, Glascock, Godman, Gray, Griffiths, Hicks, Hungate, Jeffs, Lindsley, Manly, McCroskey, McDonald, Mires, J. Z. Moore, Morgans, Neace, J. M. Reed, Schooley, Shoudy, Suksdorf, Travis, Turner, Warner and Weisenburger.

The following thirty-seven members voted no: Allen, Blalock, Bowen, Burk, Cosgrove, Crowley, Dickey, Dunbar, Durie, Eshelman, Gowey, Hayton, Henry, Jones, Joy, Kellogg, Kinnear, Lillis,

McElroy, Minor, R. S. More, Newton, Power, Prosser, T. M. Reed, Sharpstein, Sohns, Sturdevant, Stiles, E. H. Sullivan, P. C. Sullivan, Tibbetts, Van Name, Weir, West, Winsor and Mr. President and the motion was lost.

Mr. T. M. Reed moved to adjourn but gave way to Mr. Turner from the Committee on Judicial Department who asked unanimous consent to make the following report. The same was granted.

To the Honorable the President and members of the Constitutional Convention: Your Committee on the Judicial Department, to whom was referred the resolution introduced by Mr. Eshelman, of which the following is a copy: "Resolved, that it is competent for this Convention, in addition to submitting for ratification or rejection the Constitution it may draft, to submit separate propositions to be inserted therein, provided a majority of the electors of this territory so decide by their votes at the election to be held for the ratification of the Constitution," respectfully report that in the opinion of the members of the committee the said resolution correctly states the law concerning the power of the Convention in the matter of separate articles.

Your committee has no recommendation to make concerning the passage of the resolution, which resolution is herewith returned to the Convention.

Respectfully submitted,

GEORGE TURNER, *Chairman*

J. R. KINNEAR

R. O. DUNBAR

M. M. GODMAN

B. L. SHARPSTEIN

THOMAS C. GRIFFITTS

A. MIRES

D. J. CROWLEY

T. L. STILES

GEO. H. JONES

R. F. STURDEVANT

JOHN F. GOWEY

J. J. WEISENBURGER

Mr. Shoudy moved the report be received and adopted. It was so ordered. Mr. T. M. Reed moved (at 2:45 p.m.) to adjourn to 9 a.m. Adopted.